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12 Attorneys for San Diego Unified School District

13  
 14 UNITED STATES DISTRICT COURT  
 15 SOUTHERN DISTRICT OF CALIFORNIA

16 San Diego Unified School District,

17 Plaintiff,

18 v.

19 T.B., a minor, Allison Brenneise and  
 20 Robert Brenneise, his parents, and Steven  
 21 Wyner and Wyner and Tiffany

22 Defendants.

23 Case No. 08 CV 0039 L RBB

24 **NOTICE OF RELATED CASES [Civ.L.R.  
 25 40.1(e)]**

26 Trial: **none set**

27 **I. NOTICE OF RELATED CASES**

28 Pursuant to the Local Rules of Practice for the United States District Court for the  
 29 Southern District of California Civil Rule 40.1, notice is hereby given that the above captioned  
 30 case entitled San Diego Unified School District v. T.B. et. al., United States District Court –  
 31 Southern District of California, Case No. 08 CV 0039 L RBB, filed on January 4, 2008, is related  
 32 to the case entitled Tyler Brenneise et. al. v. San Diego Unified School District, United States  
 33 District Court – Southern District of California, Case No. 08 CV 0028 WQH WMc, also filed on  
 34 January 4, 2008.

35 The cases are related in that both cases involve the same parties and are based on the same  
 36 or similar claims and events. Civ.L.R. 40.1(f)(1) and (2). More specifically, both cases pertain to

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1 the same student, same family, same school district, same school year, same counsel, and same  
2 offers of a free, appropriate public education.

3 The cases are also related on the ground that both cases involve the same or substantially  
4 similar questions of law. Civ.L.R. 40.1(f)(3). Both parties seek review of the same underlying  
5 administrative proceeding, convened pursuant to the Individuals with Disabilities Education  
6 Improvement Act (“IDEA”), 20 U.S.C. sections 1400 *et seq.*, and adjudication of rights under the  
7 IDEA. Both cases are currently pending in the same court, but are currently assigned to different  
8 judges. Assigning both cases to the same judge, and ultimately consolidating both cases, will  
9 prevent substantial duplication of efforts and will be in the best interest of all parties and the  
10 Court. Civ.L.R. 40.1

11  
12 DATED: February 14, 2008

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14 By: /s/  
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16 Attorneys for San Diego Unified School District  
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